

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

HACHETTE BOOK GROUP, INC.,
HARPERCOLLINS PUBLISHERS LLC,
JOHN WILEY & SONS, INC., and
PENGUIN RANDOM HOUSE LLC,
Plaintiffs,

v.

INTERNET ARCHIVE and DOES 1 through
5, inclusive,
Defendants.

Case No. 1:20-CV-04160-JGK

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the annexed Affidavit of Rebecca Tushnet, and the proposed brief amicus curiae annexed thereto, Rebecca Tushnet shall move this Court, before the Honorable John G. Koeltl, United States District Judge, at a date and time to be determined by the Court, for leave to file the proposed brief amicus curiae.

/s/ Rebecca Tushnet

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Attorney for Amici Curiae

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I, Rebecca Tushnet, hereby declare:

I am the Frank Stanton Professor of Law at Harvard Law School.

I submit this Declaration to provide the Court with a copy of the brief I propose to file as amicus curiae in support of Defendant, attached hereto as Exhibit B.

Pursuant to 28 U.S.C. § 1746, I certify under penalty of perjury that the foregoing is true and correct.

Executed on July 14, 2022

A handwritten signature in black ink, appearing to be 'RT', written over a horizontal line.

Rebecca Tushnet